

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : ROY CHRISTIAAN MONTIJN, ET AL.  
Application No. : 10/575,295  
Deposit date : April 12, 2006  
Confirmation No. : 9547  
For : METHOD OF CLASSIFYING CHEMICAL AGENTS AND  
IDENTIFYING CELLULAR TARGETS THEREOF  
Examiner :  
Attorney's Docket : VER-206XX

TC Art Unit:

\*\*\*\*\*  
I hereby certify that this correspondence is being deposited with the  
United States Postal Service as first class mail in an envelope  
addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450 on \_\_\_\_\_.

By: \_\_\_\_\_

Charles L. Gagnebin III  
Registration No.25,467  
Attorney for Applicant(s)

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

It is desired to cite for the record in this application the  
enclosed references listed on the attached copy of PTO Form #1449. The  
paragraph(s) marked below are applicable to this Information Disclosure  
Statement.

- [ ] (1) Pursuant to 37 C.F.R. § 1.97(b)(1) and (2), the attached  
Information Disclosure Statement is being filed within three  
months of the filing date of the above identified national  
application or within three months of the date of entry of the  
national stage as set forth in 37 C.F.R. § 1.491 of the above  
identified application. Accordingly, applicant(s) believes that  
no fee or statement under 37 C.F.R. § 1.97(e) is required.

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- ☒ (2) Pursuant to 37 C.F.R. § 1.97(b)(3), applicant(s) believes the attached Information Disclosure Statement is being filed before the mailing date of a first Office action on the merits. Accordingly, applicant(s) believes that no fee or statement under 37 C.F.R. § 1.97(e) is required.
- ☐ (3) Pursuant to 37 C.F.R. § 1.97(b)(4), applicant(s) believes the attached Information Disclosure Statement is being filed before the mailing date of a first Office action after the filing of a request for continued examination under § 1.114. Accordingly, applicant(s) believes that no fee or statement under 37 C.F.R. § 1.97(e) is required.
- ☐ (4) Pursuant to 37 C.F.R. § 1.97(c), the attached Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by:  
☐ a statement under 37 CFR § 1.97(e); or  
☐ the fee set forth in § 1.17(p).

PETITION UNDER 37 CFR § 1.97(d)

- ☐ (5) Pursuant to 37 CFR § 1.97(d), applicant(s) hereby petitions the Commissioner to consider the attached Information Disclosure Statement which is being filed on or before payment of the issue fee. This petition is accompanied by a statement under 37 C.F.R. § 1.97(e) and the petition fee set forth in 37 C.F.R. § 1.17(p).

STATEMENT UNDER 37 C.F.R. § 1.97(e)(1)

- ☐ (6) The undersigned hereby states that each item of information contained in the attached Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

STATEMENT UNDER 37 C.F.R. § 1.97(e)(2)

- ☐ (7) The undersigned hereby states that no item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned after making reasonable inquiry, no item of

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information contained in the attached Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Where the status of the application has changed, unknown to the applicant, such that the boxes checked are no longer applicable, the Commissioner is authorized to accept this submission with any additional fees required by that change charged to Deposit Account No. 23-0804.

The filing of this Information Disclosure Statement is not a representation by the undersigned as to personal knowledge of the contents of every word or phrase of the material enclosed or that reliance on other suitably trained professionals has not been made. The filing of this Information Disclosure Statement is not to be construed to be an admission that the information cited herewith is, or is considered to be, material to patentability as defined in 37 CFR §1.56(b), or that Applicant(s) is(are) unable to provide an affidavit under 37 CFR §1.131 swearing back of such information.

If a search report of a searching agency is enclosed identifying the nature of the relevance of each document, such a designation is deemed to satisfy 37 C.F.R. § 1.98(a)(3) even if in a foreign language because the codes are the same in all languages. However, applicant(s) does not necessarily adopt the position reflected by that report.

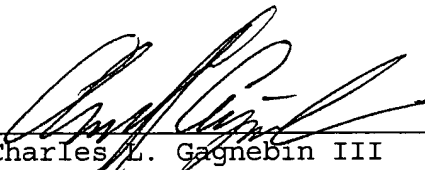
Copies of the foreign references and/or non-patent references cited in the International Search Report (ISR) and our IDS at filing are now enclosed.

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The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 23-0804. Triplicate copies of this letter are enclosed.

Respectfully submitted,

ROY CHRISTIAAN MONTIJN, ET AL.

By:   
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Enclosure

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<b>U.S. DEPARTMENT OF COMMERCE</b> <b>PATENT AND TRADEMARK OFFICE</b>  <b>INFORMATION DISCLOSURE CITATION</b> <i>(Use several sheets if necessary)</i>	ATTY. DOCKET NO.	APPLICATION NO.
	VER-206XX	10/575,295
	APPLICANT: Roy Christiaan Montijn, et al.	
	DEPOSIT DATE	TC ART UNIT
	April 12, 2006	

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	PUBLICATION/ ISSUE DATE	NAME	CLASS	SUBCLASS	FILING DATE
	US					

## FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
WO 2005/035782	4-2005	WIPO			X
* WO 90/09096	08-1990	WIPO			X

## OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)

	* Ng Wai-Leung et al.: "Transcriptional regulation and signature patterns revealed by microarray analysis of Streptococcus pneumoniae R6 challenged with sublethal concentrations of translation inhibitors." JOURNAL OF BACTERIOLOGY, vol. 185, no. 1, January 2003, pages 359-370.
	* Chan, P.F. et al.: "Microarray gene expression profiling to study the mode of action of DNA replication class of inhibitors in Staphylococcus aureus." ABSTRACTS OF THE GENERAL MEETING OF THE AMERICAN SOCIETY FOR, vol. 102, 2002, page 9. 102 <sup>nd</sup> General Meeting of the American Society for Microbiology; Salt Lake City, UT, US; May 19-23, 2002.
	* Moir D.T. et al: "Microarray detection of gene expression profiles in Staphylococcus epidermidis." ABSTRACTS OF THE INTERSCIENCE CONFERENCE ON ANTIMICROBIAL AGENTS AND, vol. 41, 2001, page 249. 41 <sup>st</sup> Annual Meeting of the Interscience Conference on Antimicrobial Agents and Chemotherapy; Chicago, Illinois, US; September 22-25, 2001.
	* Hamadeh, Hisham K. et al: "Gene expression analysis reveals chemical-specific profiles," TOXICOLOGICAL SCIENCES, vol. 67, no. 2, June 2002, pages 219-231.
	* Hughes T.R. et al: "Functional discovery via a compendium of expression profiles," CELL, CELL PRESS, Cambridge, MA, US, vol. 102, no. 1, 7 July 2000, pages 109-126.
	* Robertson, Gregory T. et al: "Global transcriptional analysis of clpP mutations of type 2 Streptococcus pneumoniae and their effects on physiology and virulence" JOURNAL OF BACTERIOLOGY, vol. 184, no. 13, July 2002, pages 3508-3520.

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

CLG/mc/349782.1 (refs encl)

\* REFERENCES were cited in ISR of PCT/NL2004/000719